

Response under 37 C.F.R. 1.116

Applicant: Michael Whitmarsh et al.

Serial No.: 09/710,368

Filed: November 10, 2000

Docket No.: 10003975-1

Title: PRINT PROCESSING SYSTEM AND METHOD WITH IMAGE ADVISOR SERVICE**REMARKS**

The following Remarks are made in response to the Final Office Action mailed November 2, 2005, in which claims 1-6, 9-11, 13-20, and 23-25 were rejected. Claims 1-6, 9-11, 13-20, and 23-25 remain pending in the application and are presented for reconsideration and allowance.

Claim Rejections under 35 U.S.C. § 102

Claims 1-6, 9-11, 13-20, and 23-25 are rejected under 35 U.S.C. 102(e) as being anticipated by Blumberg et al. U.S. Publication No. 2003/0140315.

Applicant respectfully traverses this rejection.

Independent claim 1 is directed to a method of processing an image and includes determining an appropriate application for the image with the print processing system controller based, in part, on the image, with determining the appropriate application for the image including processing the print request and the data file for the image by the print processing system controller to detect an image characteristic including at least one of a print resolution, a bit depth, a size, a file size, and a quality of the image and detect the one of the specified application and the specified printing option for the image, and including comparing the image characteristic and the one of the specified application and the specified printing option to determine the appropriate application for the image.

Independent claim 14 is directed to a system for processing an image and includes a print processing system controller adapted to receive a print request and a data file for the image, and process the print request and the data file to determine an appropriate application for the image based, in part, on the image, wherein the print processing system controller is adapted to detect an image characteristic including at least one of a print resolution, a bit depth, a size, a file size, and a quality of the image, and wherein the print processing system controller is adapted to compare the image characteristic and the one of the specified application and the specified printing option to determine the appropriate application for the image.

With respect to the Blumberg et al. publication, this publication does not teach or suggest a method of processing an image, as claimed in independent claim 1, nor a system for processing an image, as claimed in independent claim 14. For example, the service of the

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Blumberg et al. publication includes a user interface that enables a user to select finishing options for a document and interactively displays a proof of how the finished document will look when the user's selected finishing options are applied (para. [0030]). In the Blumberg et al. publication, 'finishing options' refer to physical attributes of a printed document that are not related to the content of the document, with examples of finishing options including type of paper (grain, weight, size and color), type of binding, types of front and back covers, type of tab inserts, type of lamination, type of folding and type of hole punching (para. [0028]).

The service of the Blumberg et al. publication, however, does not detect an image characteristic including at least one of a print resolution, a bit depth, a size, a file size, and a quality of an image, and compare the image characteristic and one of a specified application and a specified printing option for the image to determine an appropriate application for the image based, in part, on the image itself. Rather, the service of the Blumberg et al. publication simply displays how an electronic document would appear as a finished document, if printed in accordance with the finishing options as selected by the user (see Abstract). Although the Blumberg et al. publication does disclose "rules" and "tips," these rules and tips are in regard to finishing options and price (para. [0223]-[0226]). The "rules" and "tips" of the Blumberg et al. publication, however, do not determine an appropriate application for an image based, in part, on the image itself.

In view of the above, Applicant submits that independent claims 1 and 14 are each patentably distinct from the Blumberg et al. publication and, therefore, are each in a condition for allowance. Furthermore, as dependent claims 2-6, 9-11, and 13 further define patentably distinct claim 1 and dependent claims 15-20 and 23-25 further define patentably distinct claim 14, Applicant submits that these dependent claims are also in a condition for allowance. Applicant, therefore, respectfully requests that the rejection of claims 1-6, 9-11, 13-20, and 23-25 under 35 U.S.C. 102(e) be reconsidered and withdrawn and that claims 1-6, 9-11, 13-20, and 23-25 be allowed.

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In view of the above, Applicant respectfully submits that pending claims 1-6, 9-11, 13-20, and 23-25 are all in a condition for allowance and requests reconsideration of the application and allowance of all pending claims.

Any inquiry regarding this Response should be directed to either Nathan Rieth at Telephone No. (208) 396-5287, Facsimile No. (208) 396-3958 or Scott A. Lund at Telephone No. (612) 573-2006, Facsimile No. (612) 573-2005. In addition, all correspondence should continue to be directed to the following address:

Hewlett-Packard Company
Intellectual Property Administration
P.O. Box 272400
Fort Collins, Colorado 80527-2400

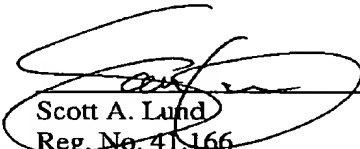
Respectfully submitted,

Michael Whitmarsh et al.,

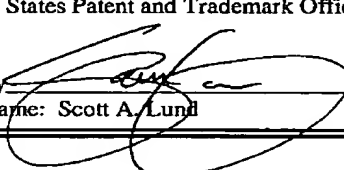
By,

DICKE, BILLIG & CZAJA, PLLC
Fifth Street Towers, Suite 2250
100 South Fifth Street
Minneapolis, MN 55402
Telephone: (612) 573-2006
Facsimile: (612) 573-2005

Date: Jan. 3, 2006
SAL:jan


Scott A. Lund
Reg. No. 41,166

CERTIFICATE UNDER 37 C.F.R. 1.8: The undersigned hereby certifies that this paper or papers, as described herein, are being facsimile transmitted to the United States Patent and Trademark Office, Fax No. (571) 273-8300 on this 3rd day of January, 2006.

By: 
Name: Scott A. Lund